

HOUSE BILL 602

M3, R2

1lr1530

By: **Delegates Summers, Clippinger, Conaway, Cullison, Holmes, Kaiser, Luedtke, A. Miller, B. Robinson, Ross, F. Turner, and Washington**

Introduced and read first time: February 9, 2011

Assigned to: Environmental Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 18, 2011

CHAPTER _____

1 AN ACT concerning

2 **Environment – Recycling ~~Pilot Program at Transit Stations~~ – ~~Transit~~**
3 **Stations Study**

4 FOR the purpose of requiring the ~~Office of Recycling in the Department of the~~
5 ~~Environment, in consultation with the Department of Transportation, to~~
6 ~~establish and administer a certain recycling pilot program at certain transit~~
7 ~~stations in the State; providing for the termination of this Act~~ Maryland Transit
8 Administration and the State Department of Transportation, in consultation
9 with the Washington Metropolitan Area Transit Authority, jointly to study and
10 make recommendations relating to the establishment of a certain recycling
11 program at transit stations; requiring the recommendations to include certain
12 information; requiring the recommendations to be reported to the President of
13 the Senate, the Speaker of the House, and certain committees of the General
14 Assembly by a certain date; defining a certain term; and generally relating to
15 ~~the Transit Station Recycling Pilot Program~~ a study relating to recycling at
16 transit stations.

17 BY repealing and reenacting, without amendments,
18 Article – Transportation
19 Section 7–101(o)
20 Annotated Code of Maryland
21 (2008 Replacement Volume and 2010 Supplement)

22 ~~BY repealing and reenacting, without amendments,~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 ~~Article – Environment~~
 2 ~~Section 9-1702(a)~~
 3 ~~Annotated Code of Maryland~~
 4 ~~(2007 Replacement Volume and 2010 Supplement)~~

5 ~~BY repealing and reenacting, with amendments,~~
 6 ~~Article – Environment~~
 7 ~~Section 9-1702(d)~~
 8 ~~Annotated Code of Maryland~~
 9 ~~(2007 Replacement Volume and 2010 Supplement)~~

10 ~~BY adding to~~
 11 ~~Article – Environment~~
 12 ~~Section 9-1733 to be under the new part “Part V. Transit Station Recycling~~
 13 ~~Pilot Program”~~
 14 ~~Annotated Code of Maryland~~
 15 ~~(2007 Replacement Volume and 2010 Supplement)~~

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article – Transportation**

19 7-101.

20 (o) (1) “Transit station” means any facility, the primary function of which
 21 relates to the boarding and alighting of passengers from transit vehicles.

22 (2) “Transit station” includes platforms, shelters, passenger waiting
 23 facilities, parking areas, access roadways, and other real property used to facilitate
 24 passenger access to transit service or railroad service.

25 ~~**Article – Environment**~~

26 ~~9-1702.~~

27 ~~(a) There is an Office of Recycling created within the Department.~~

28 ~~(d) The Office shall:~~

29 ~~(1) Assist the counties in developing an acceptable recycling plan~~
 30 ~~required under § 9-1703 of this subtitle and § 9-505 of this title, including technical~~
 31 ~~assistance to the local governments;~~

32 ~~(2) Coordinate the efforts of the State to facilitate the implementation~~
 33 ~~of the recycling goals at the county level;~~

1 ~~(3) Review all recycling plans submitted as part of a county plan as~~
2 ~~required under § 9-505 of this title and advise the Secretary on the adequacy of the~~
3 ~~recycling plan; [and]~~

4 ~~(4) Administer the Statewide Electronics Recycling Program under~~
5 ~~Part IV of this subtitle; AND~~

6 ~~(5) ADMINISTER THE TRANSIT STATION RECYCLING PILOT~~
7 ~~PROGRAM UNDER PART V OF THIS SUBTITLE.~~

8 ~~9-1731. RESERVED.~~

9 ~~9-1732. RESERVED.~~

10 ~~PART V. TRANSIT STATION RECYCLING PILOT PROGRAM.~~

11 ~~9-1733.~~

12 ~~(A) IN THIS SECTION, "TRANSIT STATION" HAS THE MEANING STATED IN~~
13 ~~§ 7-101 OF THE TRANSPORTATION ARTICLE.~~

14 ~~(B) THE OFFICE OF RECYCLING, IN CONSULTATION WITH THE~~
15 ~~DEPARTMENT OF TRANSPORTATION, SHALL ESTABLISH A PILOT PROGRAM~~
16 ~~THAT REQUIRES THE PLACEMENT OF COLLECTION BINS FOR RECYCLING~~
17 ~~ADJACENT TO COLLECTION BINS FOR GARBAGE AT TRANSIT STATIONS IN THE~~
18 ~~STATE.~~

19 ~~(C) THE PILOT PROGRAM ADOPTED UNDER SUBSECTION (B) OF THIS~~
20 ~~SECTION SHALL BE IMPLEMENTED AT TRANSIT STATIONS:~~

21 ~~(1) LOCATED IN COUNTIES WITH:~~

22 ~~(i) A POPULATION GREATER THAN 150,000; AND~~

23 ~~(ii) A CURBSIDE RECYCLING PROGRAM; AND~~

24 ~~(2) IN LOCATIONS IN WHICH THE OFFICE OF RECYCLING HAS~~
25 ~~DETERMINED THAT RECYCLING IS PRACTICABLE AND ECONOMICALLY~~
26 ~~FEASIBLE.~~

27 SECTION 2. AND BE IT FURTHER ENACTED, ~~That this Act shall take effect~~
28 ~~October 1, 2011. It shall remain effective for a period of 5 years and, at the end of~~
29 ~~September 30, 2016, with no further action required by the General Assembly, this Act~~
30 ~~shall be abrogated and of no further force and effect. That:~~

1 (a) In this section, "transit station" has the meaning stated in § 7-101 of the
2 Transportation Article.

3 (b) (1) The Maryland Transit Administration and the State Department
4 of Transportation, in consultation with the Washington Metropolitan Area Transit
5 Authority, shall jointly study and make recommendations relating to the
6 establishment of a program to place collection bins for recycling adjacent to collection
7 bins for garbage at transit stations in the State.

8 (2) The recommendations in paragraph (1) of this subsection shall
9 identify the transit stations where recycling would be the most practicable and
10 economically feasible.

11 (c) On or before December 1, 2011, the Maryland Transit Administration,
12 the State Department of Transportation, and the Washington Metropolitan Area
13 Transit Authority shall jointly report their recommendations under the study in
14 subsection (b) of this section to the President of the Senate, the Speaker of the House,
15 the Senate Education, Health, and Environmental Affairs Committee, and the House
16 Environmental Matters Committee, in accordance with § 2-1246 of the State
17 Government Article.

18 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 June 1, 2011.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.